Docket No.: 22956-235 (MIT5023USNP)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alexander M. Harmon et al.

Application No. 10/729,046

Filed: December 5, 2003

For: VIABLE TISSUE REPAIR IMPLANTS AND
          METHODS OF USE
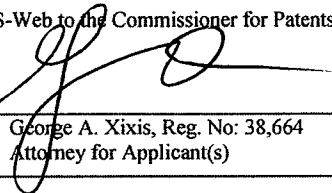
Confirmation No. 9312

Art Unit: 3774

Examiner: Alvin J. Stewart

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being electronically filed via EFS-Web to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

8/25/2009
Dated

By: _____
George A. Xixis, Reg. No: 38,664
Attorney for Applicant(s)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1.132 Declaration of Julia Hwang

I, Julia Hwang, residing at 15 Rice Spring Lane, Wayland, Massachusetts 01778, hereby declare as follows:

1.   I have read and I understand the Office Action mailed March 25, 2009 with respect to the above-identified patent application. I understand that this Office Action, in part, rejects the pending claims as being anticipated pursuant to 35 USC §102(e) by US Publication No. 2004/0078090 of Binette et al. ("Binette").
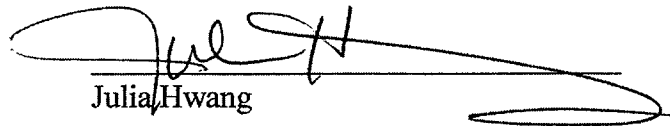
2.   I am a co-inventor of the subject matter described and claimed in the above-identified patent application.

3.   I am also a co-inventor of the subject matter described and claimed in Binette.

4.   I am the inventor of the subject matter disclosed in Binette that is relied on to reject the pending claims.

5.   I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: ___7|15|09___

Julia Hwang

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